

**BEFORE:** Thomas C. Platt, Senior U.S.D.J Courtroom 1040  
**DATE:** March 10, 2006  
**TIME:** 9:30 a.m.  
**DOCKET #:** 1995cr392(s-1)-02  
**CAPTION:** USA -v- Timewell, et al.

**CRIMINAL CAUSE FOR SENTENCE**

**APPEARANCES:**

**Defense Counsel:** James Moriarity **Defendant:** STEPHEN MARC JOHNSON  
☐ CJA ☒ Retained ☐ Federal Defenders ☒ Present ☐ Not Present ☐ On Bond ☒ In Custody

**Government:** AUSA Burton Ryan **Court Reporter:** Paul Lombardi  
**Probation:** Holly Kaplan **Interpreter:** -

- ☒ Case called.
- ☒ Counsel for parties present.
- ☐ Fatico Hearing held: \_\_\_\_\_
- ☒ Sentencing held.
- ☒ Statements of defendant and counsel heard.
- ☐ Defendant's downward departure motion based on: \_\_\_\_\_
- ☐ Motion for downward departure is ☐ Granted. ☐ Denied.

**IMPRISONMENT:**

- ☒ The defendant is sentenced to: 180 months, with credit for time served since 3/21/95.
- ☒ To be followed by 5 years Of supervised release.
- ☐ Special conditions of supervised release are as follows: \_\_\_\_\_
- ☐ As a special condition of supervised release if the defendant leaves the country either voluntarily or involuntarily and reenters illegally he/she will be deemed a violator thereof.
- ☐ The defendant is remanded to the custody of the US Marshal.
- ☐ The defendant shall surrender \_\_\_\_\_
- ☐ The court makes the following recommendation to the Bureau of Prisons: \_\_\_\_\_

**PROBATION:**

- ☐ The defendant is sentenced to: \_\_\_\_\_
- ☐ Special conditions of probation: \_\_\_\_\_
- ☐ During the term of probation the court will not consider any travel request except for work or family emergencies.

**FINE, RESTITUTION & SPECIAL ASSESSMENT:**

- ☐ The defendant is ordered to pay a fine in the sum of: \$ \_\_\_\_\_
- ☐ The fine is payable: \_\_\_\_\_
- ☐ The fine is waived based on the defendant's inability to pay.
- ☐ Restitution is ordered:
- ☒ Special assessment is imposed in the sum of: \$ 100.00
- ☒ The Govt. moves to dismiss the open counts after the appeal period has elapsed or after the appeal has returned from the USCA. ☒ Motion Granted. ☐ Motion denied.
- ☒ The defendant is advised of his right to appeal.